

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA

MELISSA A. LATHAM, an individual,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 18-CIV-133-RAW
	)	
OPTIONS INCORPORATED,	)	
an Oklahoma corporation,	)	
	)	
Defendant.	)	

**PLAINTIFF’S UNOPPOSED MOTION TO COMPEL  
GOOGLE, INC. TO COMPLY WITH SUBPOENA**

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COMES NOW the Plaintiff, Melissa A. Latham, by and through her attorney of record, Carrie M. Luelling, and for her Unopposed Motion to Compel Google, Inc. to Comply with Subpoena, states and alleges as follows:

1. Plaintiff sent a Subpoena to Google, Inc. on July 18, 2018, requesting All Google drive files for Mlatham346@gmail.com from January 1, 2009 to December 31, 2015. See Subpoena attached hereto as Exhibit “1”.
2. On July 24, 2018, Google, Inc. replied by sending an objection letter to Plaintiff’s counsel stating it would not provide the documents requested. See letter attached hereto as Exhibit “2”.
3. Plaintiff’s counsel contacted Google, Inc. personally to discuss the matter. Google continued to state that they would not provide the requested documents since it would violate Section 2702(a) of the federal Stored Communications Act.
4. Defendant’s counsel does not object to this Motion.
5. Plaintiff requests that Google, Inc. be compelled to produce the documents requested in the Subpoena served upon them.

WHEREFORE, premises considered, Plaintiff hereby requests the Court compel Google, Inc. to produce the documents requested in the Subpoena served upon them; and for such other and further relief as the Court deems just and proper.

Respectfully submitted,

s/ Carrie M. Luelling

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***Attorney for Plaintiff***

**CERTIFICATE OF ELECTRONIC SERVICE**

I hereby certify, that on this 2<sup>nd</sup> day of November, 2018, I electronically transmitted the attached document to the Clerk of the Court using the ECF System for filing and transmittal of Notice of Electronic filing to the following ECF registrants:

Terry S. O'Donnell  
Savage, O'Donnell Affeldt  
Weintraub & Johnson  
110 W. 7<sup>th</sup> Street, Suite 1010  
Tulsa, OK 74119

s/ Carrie M. Luelling

Carrie M. Luelling